

**IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD**

(Special Original Jurisdiction)

MONDAY, THE TWENTY SEVENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 13009 of 2005

Between:

R.Jyothswara Reddy, s/o R.Muni Reddy,
District Scheduled Castes Cooperative Society Limited,

MDPO Office, Piler, Chittoor District.

..... PETITIONER

AND

1 The District Scheduled Castes Co-operative Society Limited,

rep., by its Executive Director,
Chittoor, Chittoor District.

2 The Executive Engineer, The District Scheduled

Castes Cooperative Society Limited, Chittoor,

Chittoor District.

3 The District Collector, Chittoor, Chittoor District.

4 The Managing Director,

Scheduled Castes Finance Corporation, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of writ of Mandamus, directing the respondents to grant increments to the petitioner w.e.f. 1-2-1999 and to fix his pay scale in terms of the Revised Pay Scales 1999 w.e.f. 1-7-1998 with monetary benefits from 1-4-1999 and with all consequential benefits such as further increments and other appointment benefits etc., and to pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner:MR.MD.SALEEM

Counsel for the Respondents No.1 to 3: GP FOR REVENUE

Counsel for the Respondent No.4: Mr. K. Ananda Rao

The Court at admission stage made the following :

ORDER:

This writ petition is filed by the petitioner seeking writ of Mandamus directing the respondents to grant increments to him with effect from 01-02-1999 and to fix his pay scale in terms of the revised pay scales of 1999 with effect from 01-07-1998 with monetary benefit from 01-04-1999 with all consequential benefits.

According to the petitioner, he was appointed as a technical work inspector by the 1st respondent in his proceedings dated

30-01-1989 and was posted to the Sub Division, Tirupathi as Assistant Engineer, Tirupathi, on a consolidated pay of Rs. 495/- per month. It is further stated that by virtue of the proceedings of the first respondent dated 19-06-1989 and 12-01-1994 the petitioner was allowed regular pay scale of Rs.910/- to Rs.1625/- and fixed the pay at Rs.910/- by considering his performance and the petitioner was allowed to draw regular scale of pay from 01-04-1993. It is stated that the Government of Andhra Pradesh issued G.O.Ms.No.114 dated 11-08-1999 revising the pay scales of all the Government employees w.e.f. 01-07-1998 with monetary benefits from 01-04-1999. The said revised scales were adopted by the society as the Government scales are being followed by the first respondent society. While implementing the revised scales, the first respondent did not sanction the increments to the petitioner w.e.f. 01-04-1999 and the revised scales were also not implemented. Hence the petitioner has come up with the present writ petition.

At the time of hearing, it is represented by the learned counsel for the petitioner that similar writ petitions filed in W.P.No.1273/2001, W.P.No.23857/2004 were allowed by this Court on 01-12-2004 and 19-04-2005 directing the respondents to implement the proceedings dated 18-10-2001 giving the benefit of revised pay scales to the petitioners therein. Therefore, the petitioner is entitled for the similar relief.

When this matter came up on 20-06-2005, the standing counsel for the respondents was directed to get instructions. Today, on instructions the learned counsel for the respondents also represented that the petitioner is entitled for the

benefit of the revised pay scales as he was already put on the regular scale of pay by the earlier proceedings from 1993 onwards.

Under the above circumstances, the writ petition is disposed of directing the respondents to pay the increments as well as the revised pay scales to which the petitioner is entitled in accordance with law and the revised scales are directed to be implemented within a period of four weeks from the date of receipt of a copy of this order, and if any arrears payable, the respondent-corporation is directed to pay the same within a period of six weeks from the date of the orders passed implementing the revised scales. No order as to costs.

S.ANANDA REDDY, J.

Dated: 27..06..2005.

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To

1 The Executive Director,
District Scheduled Castes Co-operative Society Limited,
Chittoor, Chittoor District.

2 The Executive Engineer,
The District Scheduled
Castes Cooperative Society Limited,
Chittoor, Chittoor District.

3 The District Collector, Chittoor, Chittoor District.

4 The Managing Director,
Scheduled Castes Finance Corporation, Hyderabad.

5 Two CCs to G.P.for Revenue,
High Court buildings, High Court of A.P.,
Hyderabad(OUT)

6 Two CD copies

7 One CC to MR.SALEEM